## CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence, including listed enclosures is being electronically transmitted in Portable Document Form (PDF) through EFS-Web via Hyper Text Transfer Protocol to the United States Patent and Trademark Office's Patent Electronic Business Center on:

Attorney Docket No.: 101961-5147-US
Client Ref. No.: 7955.204-US -

NEO00298US

Dated:

Signed:

Candida Rubalcaba-Rivera

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn DeFrees, et al.

Application No.: 10/586,166

Filed: July 23, 2008

For: BRANCHED POLYMERIC SUGARS

AND NUCLEOTIDES THEREOF

Customer No.: 43850

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Confirmation No.: 5632

Examiner: GOON, Scarlett Y.

Technology Center/Art Unit: 1623

NOTIFICATION OF LOSS OF

ENTITLEMENT TO SMALL ENTITY STATUS UNDER 37 CFR 1.27(G)(2) DEFICIENCY PAYMENT UNDER 37

CFR 1.28(C)

Status as a small entity was established in good faith in the above referenced application and fees as a small entity were paid in good faith. It has meanwhile been discovered that small entity status was established in error. Applicant respectfully requests for this error to be excused in accordance with 37 CFR 1.28(c). As required in paragraphs (c)(1) and (c)(2) therein, the itemization of the deficiency payment owed (resulting from the previous erroneous payment of small entity fees) is submitted herewith.

The Commissioner is authorized to deduct the total deficiency payment amount shown on the enclosed fee transmittal, or any additional underpayments from the undersigned's **Deposit**Account No. 50-0310.

| 07\55\5010 CKULOK  | 00000002 500 <b>310</b>  | 50.00 DA<br>20.00 DA<br>52.00 DA<br>70.00 DA | Adjustment<br>8/725/2006                             |          | CKHLUK<br>500310 | 10586166 |
|--|--|--|--|----------|------------------|----------|
| 01 FC:1631<br>02 FC:1633<br>03 FC:1615<br>04 FC:1681<br>05 FC:1641<br>06 FC:1617<br>07 FC:1615 | 339.00 DA<br>229.00 DA<br>52.00 DA<br>270.00 DA<br>100.00 DA<br>130.00 DA<br>156.00 DA |  | 81 FC:2631<br>82 FC:2633<br>83 FC:2641               |          |                  |          |
|  |  |  | 04 FC:2615   |          |                  | •        |
|  |  |  | Adjustment<br>8/724/2008<br>01 FC:2615<br>02 FC:2617 | 25.00 CR | CKHLOK<br>500310 | 10586166 |

Application No.: 10/586,166

Further, attached is a supplemental Application Data Sheet.

A corrected Filing Receipt is respectfully requested.

Respectfully submitted,

Ada O. Wong Reg. No. 55,740

MORGAN, LEWIS & BOCKIUS, LLP One Market, Spear Street Tower San Francisco, California 94105 Direct Dial: 415.442.1490

Tel: 415.442.1000 E-Fax: 415.442.1001

E-mail: awong@morganlewis.com